

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION

Judge David Folsom

# INFORMATION PROTECTION AND AUTHENTICATION OF TEXAS

V.

SYMANTEC CORP

$$\begin{array}{c} \text{)(} \\ \text{)(} \\ \text{)(} \\ \text{)(} \\ \text{)(} \\ \text{)(} \end{array}$$

CIVIL NO. 2:08CV484

ATTORNEY FOR PLAINTIFFS:

William Davis

ATTORNEY FOR DEFENDANTS:

Diane DeVasto; Mark Flagel; Gill Gillam; Casey Kniser; Louis Riley; Jeremy Hart; Jim Davis; Joe Patino; Sarah Saunders; Luiz von Paumgarten; Eric Albritton;

LAW CLERK:

David Keyzer

COURTROOM DEPUTY:

Mel Martin

COURT REPORTER:

Libby Crawford

HEARING ON OBJECTIONS TO R&amp;R

June 9, 2009 @ 10:00 a.m.

OPEN: 9:59                      ADJOURN: 10:22

9:59 ct opens; pty's announce ready; ct/ 20 mins each side;

9:59 Flagel/ makes argument to the ct;

10:03 ct/ under first file rule;

10:03 Flagel/ responds;

10:04 ct/ current status of Florida action;

10:04 Flagel/ correct;

10:05 ct/ additional comments or do we want response;

10:05 Saunders/ address' the ct;

10:06 ct/ hold harmless agreements; not all dfts have that agreement; do we know what those numbers are; 22 dfts in this case and some dfts have not objected to report and recommendation;

10:06 Flagel/ don't have number;

10:07 ct/ objections should reflect how many have indemnity claims;

10:07 Saunders/ address' the ct;

10:09 Davis/ responds;

10:10 ct/ transfer issue;

10:10 Davis/ suggested transfer;

10:11 ct/ not as concerned with denial of injunction; more concerned with transfer issue;

10:11 Davis/ continues with response;

10:13 ct/ compelling circumstances why this case should be transferred to Florida;

10:14 Davis/ responds;

10:17 ct/ how many dfts have indemnity agreements;

10:18 Davis/ no;

10:18 Flagel/ reply;

10:21 Saunders/ reply;

10:22 ct/ will try to have something out no later than tomorrow;

10:22 recess;